IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 3229 OF 2006

Ganpat Govind Pawshe..... ....Petitioner
V/s
Sau.Meena @ Hemlata Ganpat Pawshe..... ....Respondent.

Ms.V.S.Mhaispurkar with Mr.D.S.Mhaispurkar, Adv. for the petitioner.

CORAM: A.P. DESHPANDE, J.
3.7.2007

PC:

By the present petition an order passed by the Civil Judge, Junior Division, Kalyan dated 16.3.2006 granting interim maintenance to the respondent and three minor children in the sum of Rs.1000/- each has been challenged. The respondent approached the trial Court by claiming maintenance of Rs.16000/- viz. Rs.4000/- for each of the dependents viz. Wife and the three minor children by contending that the present petitioner is a builder and his monthly income is Rs.25,000/-. It was also asserted that besides carrying o the said business the petitioner is also operating STD booth. The said fact of running STD booth came to be admitted by the petitioner. Taking over all view of the matter the trial Court has granted maintenance of Rs.1000/- each to the wife and three minor children. Perused the order. Same does not call for interference in exercise of writ jurisdiction. The learned counsel for the petitioner

points out 7/12 extract which goes to suggest that the respondent is in occupation of some landed property along with others. In all fairness learned counsel for the petitioner submits that the said document was not produced before the trial Court. If the petitioner has come in possession of some document which can throw light on the income of the respondent the petitioner shall be at liberty to approach the trial Court by filing application for modification of the order. Writ petition is accordingly summarily dismissed.

3.7.07.